

**DOCKET NOTIFICATION SLIP**

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**TO: PATENT DOCKETING**

**Applicant:** Cunningham et al.  
**Title:** VASCULAR ENDOTHELIAL CELL GROWTH FACTOR VARIANT'S AND USES  
**THEREOF**  
**Serial No:** 09/546,857  
**Filed:** April 10, 2001  
**Docket:** 11669.0114US01  
**Due Date:** May 28, 2003

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Response to Restriction Requirement and Amendment
- ☒ Please charge Deposit Account No. 13-2725 in the amount of \$550.00 for the required fee for claims in excess of twenty and for multiple dependent claims

**Date of Deposit: May 28, 2003**

**DMK:EED:lek**

**Merchant & Gould**

An Intellectual Property Law Firm

**OFFICIAL****FAX RECEIVED****MAY 29 2003****GROUP 1600**

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**Fax Transmission** | May 28, 2003

To: Commissioner for Patents  
Company: USPTO  
Your Ref: Cunningham et al.  
Fax No.: 703.872.9306  
Phone No.:  
State/Country: D.C./U.S.A.  
Confirmation Via Mail: ☐ Yes ☒ No

From: Denise M. Kettelberger, Ph.D.  
Our Ref.: 11669.0114US01  
Fax No.: 612.332.9081  
Phone No.: 612.371.5268  
Total Pages: 10  
E-Mail: dkettelberger@merchant-gould.com  
Return Fax To: Lynnda Kraft 31.W12

Title of Documents Transmitted:

Response to Restriction Requirement and  
Amendment

Applicant: Cunningham et al.  
Serial No.: 09/546,857  
Filed: April 10, 2001  
Group Art Unit: 1647  
Our Ref. No.: 11669.0114US01

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.



By:

Name: Denise M. Kettelberger, Ph.D.Reg. No.: 33,924

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Lynnda Kraft

Signature

Date

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If you did NOT receive all of the pages, please call us in the U.S.A. at 612.336.4664 or fax us at 612.332.9081.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Cunningham et al. Examiner: Spector, Lorraine  
 Serial No.: 09/546,857 Group Art Unit: 1647  
 Filed: April 10, 2001 Dockct: 11669.0114US01  
 Confirmation No.: 3105 Notice of Allow. Date:  
 Due Date: May 28, 2003  
 Title: VASCULAR ENDOTHELIAL CELL GROWTH FACTOR VARIANTS AND USES  
 THEREOF

## CERTIFICATE UNDER 37 CFR 1.6(d)

I hereby certify that this paper is being transmitted by facsimile to the Commissioner for Patents, U.S. Patent and Trademark Office, on May 28, 2003 at facsimile number 703.872.9306

By:

Name: Lynda Kraft

Mail Stop Non-Fee Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Facsimile Transmission  
☒ Response to Restriction Requirement and Amendment  
 The fee has been calculated as shown below in the "Claims as Amended" table  
☒ Please charge Deposit Account No. 13-2725 in the amount of \$550.00 for the required fee for claims in excess of twenty and for multiple dependent claims

## CLAIMS AS AMENDED

Claims Remaining After Amendment		Highest Number Previously Paid For		Present Extra		Rate		Fee
Total Claims								
35	-	20	=	15	x	18.00	=	\$270.00
Independent Claims								
3	-	8	=	0	x	84.00	=	\$0.00
MULTIPLE DEPENDENT CLAIM FEE								\$280.00
TOTAL FILING FEE								\$550.00

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.  
 P.O. Box 2903, Minneapolis, MN 55402-0903  
 612.332.5300

By:

Name: Denise M. Kettelberger  
 Reg. No.: 33,924  
 DMK:EED:lek



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PATENT TRADEMARK OFFICE

(PTO TRANSMITTAL - GENERAL)

05-28-03

03:45PM FROM Merchant & Gould

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B  
6/3/03

Appl. No. 09/546,857  
Amdt. dated May 28, 2003  
Reply to Office Action of April 28, 2003

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 09/546,857  
Applicant : Cunningham et al.  
Filed : April 10, 2001  
Title : VASCULAR ENDOTHELIAL CELL GROWTH FACTOR  
VARIANTS AND USES THEREOF  
TC/A.U. : 1647  
Examiner : Spector, Lorraine  
Docket No. : 11669.114US01

Honorable Commissioner of Patents  
Washington, DC 20231

**RESPONSE TO RESTRICTION REQUIREMENT AND AMENDMENT**

Dear Sir:

In response to the Restriction Requirement dated April 28, 2003, Applicants submit the following Amendment to clarify the claimed invention. Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks begin on page 7 of this paper.